



Department of Justice

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District of Montana

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MONTANA MAN SENTENCED FOR TRANSPORTATION OF CHILD PORNOGRAPHY

BILLINGS – Daniel Roy Nard, a 36-year-old resident of Albuquerque, New Mexico, was sentenced today to a term of 63 months in federal prison in connection with his guilty plea transportation of child pornography. Nard was also ordered to pay a special assessment of \$100 and will be under supervision for 5 years.

In an Offer of Proof filed by the United States, the government stated it would have proved at trial the following:

On November 30, 2006, an individual in Arenas Valley, New Mexico, hereafter referred to as "L.W.", notified local law enforcement authorities that his 1997 white Ford Taurus had been stolen. "L.W." and his common-law wife, hereafter referred to as "T.B.", reported that their 15-year-old daughter was also missing.

On December 1, 2006, "T.B." filed a runaway complaint regarding her 15-year-old daughter. The runaway complaint and information about the stolen vehicle was entered into the National Crime Information Center (NCIC) and National Law Enforcement Telecommunications System (NLETS) databases.

On December 2, 2006, a Canadian Border Services Agency (CBSA) officer saw a white car resembling a Ford Taurus with a yellow rear license plate run through the Monchy, Saskatchewan, Port of Entry. The Monchy Port of Entry is directly across from the Morgan, Montana, Port of Entry. The officer observed that the car made no attempt to slow down or stop at the Port of Entry. He contacted the Royal Canadian Mounted Police (RCMP) however they could not locate the car at the time of report.

On December 3, 2006, the Battleford, Saskatchewan, RCMP office received a complaint of theft of gasoline from the gas station in North Battleford. A short time later, the vehicle suspected of the gasoline theft was located, stuck in a ditch on Highway 16, west of Battleford. Nard and the 15-year-old girl were with the car. The RCMP confirmed that this vehicle was involved in the previous fuel theft and that it had been reported stolen in New Mexico. The RCMP placed Nard and the 15-year-old girl under arrest and transported them to Battleford for further investigation.

Nard stated that the 15-year-old girl was his girlfriend and they had decided to move to Canada.

On December 12, 2006, Canadian Immigration authorities issued the 15-year-old girl a deportation order and she was returned to Albuquerque, New Mexico, and the custody of her mother.

On December 28, 2006, Nard was convicted in Canada for failure to report or make application for entry into Canada and was issued a deportation order by Canadian Immigration authorities.

On December 29, 2006, Nard arrived at the Raymond, Montana, Port of Entry upon deportation from Canada and was arrested for transportation of a stolen motor vehicle.

When Nard arrived at the Raymond POE upon deportation from Canada, his briefcase was transported with him but was not in his possession, as it contained contraband. A Canadian immigration investigator recovered Nard's briefcase as part of his property. The briefcase contained child pornography in the form of sexually explicit photographs of the 15-year-old girl taken by Nard and found on January 11, 2007. There were approximately six photographs of the 15-year-old girl naked (two are posed in the bathtub).

The investigation was a cooperative effort between the Royal Canadian Mounted Police and the Canada Border Services Agency in Saskatchewan, and the U.S. Immigration and Customs Enforcement in Great Falls. Assistant United States Attorney Elizabeth A. Horsman prosecuted the case.

This case was brought as part of Project Safe Childhood. In February 2006, the Department of Justice launched Project Safe Childhood, a nationwide initiative designed to protect children from online exploitation and abuse. Led by the United States Attorneys' Offices, Project Safe Childhood marshals federal, state and local resources to better locate, apprehend, and prosecute individuals who exploit children via the Internet, as well as identify and rescue victims. For more information about Project Safe Childhood, please visit www.projectsafechildhood.gov/.

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